

1 WILMER CUTLER PICKERING
2 HALE AND DORR LLP

3 SONAL N. MEHTA (SBN 222086)
4 Sonal.Mehta@wilmerhale.com
5 2600 El Camino Real, Suite 400
6 Palo Alto, California 94306
7 Telephone: (650) 858-6000

8 DAVID Z. GRINGER (*pro hac vice*)
9 David.Gringer@wilmerhale.com

10 ROSS E. FIRSENBAUM (*pro hac vice*)
11 Ross.Firsenbaum@wilmerhale.com

12 RYAN CHABOT (*pro hac vice*)
13 Ryan.Chabot@wilmerhale.com

14 PAUL VANDERSLICE (*pro hac vice*)
15 Paul.Vanderslice@wilmerhale.com

16 7 World Trade Center
17 250 Greenwich Street
18 New York, New York 10007
19 Telephone: (212) 230-8800

20 *Attorneys for Defendant Meta Platforms, Inc.*

ARI HOLTZBLATT (*pro hac vice*)

Ari.Holtzblatt@wilmerhale.com
MOLLY M. JENNINGS (*pro hac vice*)
Molly.Jennings@wilmerhale.com
1875 Pennsylvania Ave NW
Washington, DC 20006
Telephone: (202) 663-6000

MICHAELA P. SEWALL (*pro hac vice*)
Michaela.Sewall@wilmerhale.com

60 State Street
Boston, Massachusetts 02109
Telephone: (617) 526-6000

21
22
23
24
25
26
27
28
UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

MAXIMILIAN KLEIN, et al., on behalf of
themselves and all others similarly situated,

Plaintiffs,

v.

META PLATFORMS, INC., a Delaware
Corporation headquartered in California,

Defendant.

Case No. 3:20-cv-08570-JD

**DECLARATION OF MOLLY M.
JENNINGS IN SUPPORT OF META
PLATFORMS, INC.'S OPPOSITION TO
ADVERTISER PLAINTIFFS' MOTION
TO EXCLUDE OPINIONS OF DR.
HOCHBERG**

Judge: Hon. James Donato

1 I, MOLLY M. JENNINGS, declare as follows:

2 1. I am a partner at the law firm Wilmer Cutler Pickering Hale and Dorr LLP. I
3 represent Defendant Meta Platforms, Inc. in the above-captioned action. I submit this declaration
4 in support of Meta's Opposition to Advertiser Plaintiffs' Motion to Exclude Opinions of Dr.
5 Hochberg.

6 2. Attached hereto as Exhibit 1 is a true and correct copy of the Expert Report of Yael
7 Hochberg, Ph.D. Errata, dated August 25, 2023.

8 3. Attached hereto as Exhibit 2 is a true and correct copy of the Expert Report of Kevin
9 Kreitzman, dated July 7, 2023.

10 4. Attached hereto as Exhibit 3 is a true and correct copy of the Expert Report of
11 Michael A. Williams, dated July 7, 2023.

12 5. Attached hereto as Exhibit 4 is a true and correct copy of *The Sedona Conference*
13 *Commentary on the Role of Economics in Antitrust Law*, published in the Sedona Conference
14 Journal in fall 2006.

15 6. Attached hereto as Exhibit 5 is a true and correct copy of excerpts from the
16 transcript of the deposition of Kevin Kreitzman, held on October 2, 2023.

17 7. Attached hereto as Exhibit 6 is a true and correct copy of excerpts from the
18 transcript of the deposition of Yael Hochberg, held on September 19, 2023.

19 8. Attached hereto as Exhibit 7 is a true and correct copy of an article by Franklin M.
20 Fisher, titled *Economic Analysis and "Bright-Line" Tests* and published in the Journal of
21 Competition Law and Economics in 2008.

22
23 I declare that the foregoing is true and correct under penalty of perjury.

24 Executed on this 20th day of October 2023, in Washington, District of Columbia.

25 By: /s/ Molly M. Jennings
26 Molly M. Jennings
27
28

SIGNATURE ATTESTATION

This document is being filed through the Electronic Case Filing (ECF) system by attorney Sonal N. Mehta. By her signature, Ms. Mehta attests that she has obtained concurrence in the filing of this document from each of the attorneys identified on the caption page and in the above signature block.

Dated: October 20, 2023

By: /s/ Sonal N. Mehta
Sonal N. Mehta